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Attorneys for Plaintiff  
Bay Area Herbs & Specialties, LLC

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

BAY AREA HERBS & SPECIALTIES, LLC,

Plaintiff,

v.

THE PRODUCE COMPANY dba  
WESTSIDE PRODUCE; CHARLES  
O'NEIL; SUSIE O'NEIL; and ELAINE  
O'NEIL,

Defendants.

CASE NO. C 08-05466 BZ

**CASE MANAGEMENT  
CONFERENCE STATEMENT &  
REQUEST TO CONTINUE CMC**

**CMC Date: March 16, 2009**

**CMC Time: 4:00 p.m.**

**CMC Place: Ctrm. G, 15<sup>th</sup> Floor  
San Francisco**

Plaintiff Bay Area Herbs & Specialties, LLC respectfully requests that the Case Management Conference and the associated dates be continued for an additional 30 to 60 days. Defendants have been served, and have not responded to the Complaint and Summons. The proofs of service and request for default will be filed no later than March 16, 2009. Plaintiff will thereafter file a Motion for Default Judgment.

In sum, Plaintiff respectfully requests that the Case Management Conference be continued to give it sufficient time to file the Motion for Default Judgment.

1 I declare under penalty of perjury under the laws of the United States that the foregoing is  
2 true and correct.

3 Date: March 12, 2009

RYNN & JANOWSKY, LLP

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5 By: /s/ Marion I. Quesenbery  
MARION I. QUESENBERRY  
6 Attorneys for Plaintiff

7 **IT IS SO ORDERED.** The Case Management Conference is continued to  
8 June 1 2009, at 4:00 p.m., in Courtroom G, 15<sup>th</sup> Floor, San  
9 **Francisco.**

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11 Date: March 13, 2009

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U.S. MAGISTRATE JUDGE  
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